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ORIGINALLY FILED

Attorney Docket No. INEX.P-010
PATENT APPLICATION
March 11, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Wheeler
Serial No. : 09/875,805
Filing Date : 06/05/2001
Title : Method of Preventing Aggregation of a Lipid-Nucleic Acid
Complex
Confirmation No. : 5995

RESPONSE TO NOTICE OF INCOMPLETE REPLY

Assistant Commissioner for Patents
U.S. Patent and Trademark Office
Washington, D.C. 20231

Sir:

The Response to Notice to File Missing Parts and Request for Extension of Time which was filed by us on November 9, 2001 was inadvertently submitted without the Abstract. Evidently said Response was held up in your mail due to the anthrax problem and your Notice of Incomplete Reply indicates you received our Response on January 17, 2002 even though it was mailed in November. The initial deadline with extensions set on your Notice to File Missing Parts was February 7, 2002. However, the Notice of Incomplete Reply was mailed by you on March 4, 2002 and received by us today, March 11, 2002. We are responding immediately by enclosing a copy of the Notice and an Abstract which was omitted.

Any extensions of time needed are hereby requested and the Commissioner is authorized to charge any necessary fees from Deposit Account No. 15-0610.

Respectfully submitted,

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I hereby certify that this paper and the attachments named herein are being deposited with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Patents, U.S. Patents and Trademarks Office, Washington, D.C. 20221 on 3/11/02.

Date

3/11/02

Linda L. Orr
Linda L. Orr

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/875,805 | 06/05/2001 | Jeffrey Wheeler | INEX.P-010 |

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CONFIRMATION NO. 5995
FORMALITIES LETTER



Date Mailed: 03/04/2002

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 01/17/2002 to the Notice to File Missing Parts (Notice) mailed 08/07/2001 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- An abstract was not provided for this application. An abstract of the technical disclosure is required under 37 CFR 1.72(b).

*A copy of this notice **MUST** be returned with the reply.*

CK. Chambers Chantrel

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

MAR 11 2002

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